

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

January 18, 1996

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in regular session at the Board Office in Jackson, Mississippi, on January 18, 1996, at 8:30 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on January 5, 1996, to each and every member of said Board, said date being at least five days prior to this January 18, 1996, meeting. At the above named place there were present the following members to wit: Ms. Nan McGahey Baker, Mr. Frank Crosthwait, Ms. Ricki R. Garrett, Mr. Will A. Hickman, Mr. J. Marlin Ivey, Mr. James Luvene, Ms. Diane Martin Miller, Mr. J. P. "Jake" Mills, Dr. Cass Pennington, Mr. Sidney L. Rushing, Mr. William Sterling Crawford and Mr. Carl Nicholson, Jr. The meeting was called to order by Ms. Nan McGahey Baker, President, and opened with prayer by Board member, Mr. J. Marlin Ivey.

APPROVAL OF THE MINUTES

On motion by Mr. Hickman, seconded by Crawford, and unanimously passed, it was

RESOLVED, That the Minutes of the meeting held on December 21, 1995, stand approved.

UNANIMOUS CONSENT (UC)

On motion by Mr. Hickman, seconded by Mr. Nicholson, and unanimously passed, it was

RESOLVED, That consent to be considered is granted to all items not previously placed on the agenda and hereinafter reported.

ADMINISTRATION/POLICY

Presented by Dr. Thomas Layzell
Commissioner of Higher Education

On motion by Mr. Hickman, seconded by Mr. Crawford, and unanimously passed, it was

RESOLVED, That the Board hereby approves Agenda Items #1-4 as submitted in the following report on Administration/Policy as separate motions by **UNANIMOUS CONSENT**.

Mississippi State University

1. On motion by Mr. Hickman, seconded by Mr. Crawford, and unanimously passed, it was

RESOLVED, That the Board hereby approves MSU's request to amend President Donald W. Zacharias' contract to comply with regulations of the Internal Revenue Service.

Effective January 1, 1996, Donald W. Zacharias, President, July 1, 1995 to June 30, 1996, funds provided by MSU Development Foundation shall be paid through the University. Contract (attached as **EXHIBIT 1**) to meet Internal Revenue Service guidelines for appropriate reporting of income. No increase in salary.
(UNANIMOUS CONSENT)

System Administration

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2. A nomination was made by Ms. Miller, seconded by Mr. Luvene, to elect Mr. J. Marlin Ivey as Vice President of the Board of Trustees for the term beginning May, 1996 and ending April, 1997.

On motion by Mr. Hickman, seconded by Mr. Mills, and unanimously passed, it was

RESOLVED, that the Board hereby approves the election of Mr. J. Marlin Ivey as Vice President of the Board of Trustees for the term beginning May, 1996 and ending April, 1997. The Vice President of the Board is elected pursuant to Board policies. **(UNANIMOUS CONSENT)**

3. On motion by Mr. Ivey, seconded by Mr. Nicholson, and unanimously passed, it was

RESOLVED, That the Board hereby approves the employment of Mr. Monroe Wright to perform a review of the Jackson State University auxiliary system and to submit recommendations to the Board concerning such system, said contract not to exceed \$15,000 and to be completed by June 30, 1996. **(UNANIMOUS CONSENT)**

4. On motion by Dr. Pennington, seconded by Mr. Luvene, and unanimously passed, it was

RESOLVED, That the Board hereby approves the allocation of \$300,000 from the FY 96 appropriation for Ayers expenses to the study of academic programs at Jackson State University and for the Commissioner to employ such consultants as are necessary to perform such studies at rates not to exceed \$1,000 per day plus reasonable and necessary expenses incidental to performance of the studies. **(UNANIMOUS CONSENT)**

INSTRUCTION/STUDENTS

Presented by Dr. Charles Pickett
Acting Associate Commissioner/
Associate Commissioner of Academic Affairs

There were no agenda items submitted for approval.

PERSONNEL

Presented by Ms. Marilyn Beach
Special Projects Officer

1. Personnel Report

On motion by Mr. Hickman, seconded by Mr. Ivey, and unanimously passed, it was

RESOLVED, That the Board hereby approves the report on Personnel, as follows:

The Personnel Report for January 18, 1996, is composed of **119 regular personnel actions** in the categories of: Employment - 38; Change of Status - 31; Termination - 10; Leave of Absence - 36; Additional Compensation - 3; Faculty Tenure - 1.

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Personnel Agenda Item #2 under **System Administration** was approved by separate motion
as **UNANIMOUS CONSENT**.

Employment

(Alcorn State University)

Forrester, Ivis
Kelly, Alvin

(Delta State University)

Phillips, Christopher
Phillips, Jack
Spencer, Kim McLean

(Jackson State University)

Harris, Jodet Marie
Gaycken, Hanne B.
Graham, Albert N.
Han, Kyunghee
Harrison, James M.
Kopadze, Nugzar
Leavell, Robert N.
McCaffrey, David
McDonald, Steven
Melchior, Mary B.
Nabors, Carl W.
Popernick, Richard
Rader, Janet B.
Sanders, Ben
Sisson, Penny
Stipcevic, Zdravko
Tettleton, Robert L.
Tomlinson, Paula R.
Vance, Bobby
Wharton, A.C., Jr.
Whitten, Amy D.

(University of Southern Mississippi)

Payne, Thomas E.

Change of Status

(Delta State University)

Latour, Terry Stephen

(Jackson State University)

Omoriegie, Idehen
Saibal, Mitra
Spurlock, Bernice

(Mississippi Valley State University)

Osa, Justina

(University of Mississippi)

Arnold, Janet
Buchanan, Luanne
Condon, Aaron S.
Deakin, Charles D.
Dilley, Larry
Eads, Patsy

Fadavi, Mehri
Fitzpatrick, Patrick

(Mississippi State University)

Brightwell, D. Shelby
Wright, Linda B.

(University of Mississippi)

Chain, B.J., Jr.
Clark, Charles L.
Dixon, Richard L.
Elmore, J. David
Fruge, Don L.
Hufford, Charles
Klingen, Theodore J.
Knaub, Sheila
Love, Deborah E.
Meek, Edwin E.
Payne, James S.
Roy, Pamela K.
Russell, Doyle L.
Shepard, Nolan E.
Stewart, Michael H.
Wallace, Thomas D.
Walsh, Douglas B.

(University of Southern Mississippi)

Bertram, Dean J.

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Gallant, Henry A.

(University of Southern Mississippi)

Little, Richard M.
Ward, Harry C.

Bain, Joyce
Jones, Howard B.
Needham, Kevin F.

Termination

Additional Compensation

(Alcorn State University)

(Jackson State University)

Gray, Lucielle

Hoskins, Nathaniel
Roberson, Flora

(Jackson State University)

(University of Southern Mississippi)

Gray, Kenneth R.

Stewart-Conerly, Donna

(Mississippi State University)

Award of Faculty Tenure

Butler, Charles M.
Davis, Rose P.

(University of Southern Mississippi)

(Mississippi Valley State University)

Williams, James O.

McIntyre, James

(University of Mississippi)

Leave of Absence

Haxton, Josephine
McChesney, James D.
Sokol, David C.

(University of Southern Mississippi)

DeChiaro, John
Ciurczak, Peter
Ding, Jui
Ellender, R.D.
Faulkender, Patricia
Ferguson, William F.
Goggin, Cheryl
Gorzegno, Janet
Greene, Kathanne
Gwin, Stanford
Henthorne, Tony L.
Kersh, Mildred E.
Kolin, Philip C.
Leybourne, Allen
Martin, James R.
Miller, Mark M.
Moreland, Wilbur
Nissan, Edward
Patrick, David M.
Perkins, Louise A.
Rachal John R.

Alcorn, John D.
Brunner, Charlotte A.
Reidenbach, Eric R.
Saniga, Richard
Shiller, Alan M.
Siders, James A.
Sisemore, David A.
Slick, Gloria
Stringer, Gary A.
Stringer, Mary Ann
Vajpayee, S. Kant
Wallace, Anne D.
Watson, Kenneth
Wesley, Andrea
Wheeler, Marjorie S.

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2. System Administration

Change of Status of Personnel

On motion by Mr. Hickman, seconded by Mr. Crawford, with Dr. Pennington present and not voting, Board members present voted to:

APPROVE the Change of Status of Personnel for the Institutions of Higher Learning.
(UNANIMOUS CONSENT)

Pennington, Willie S. (UC)

Pepper, Phil (UC)

Rhodes, Jim (UC)

Sharpe, Suzanne (UC)

Sparks, Larry (UC)

There are **166** total personnel actions submitted for approval, which include the **119 regular** personnel actions for the eight universities, **18 for Athletics**, and **29 for Medicine**.

**JANUARY, 1996 PERSONNEL ACTION SUMMARY
BY RACE AND GENDER**

SUMMARY	T	BM	BF	WM	WF	OM	OF
Employment	38	3	3	18	11	1	2
Change of Status	31	2	2	22	2	0	3
Termination	10	3	2	3	2	0	0
Leave of Absence	36	0	1	22	11	2	0
Additional Compensation	3	1	1	0	1	0	0
Faculty Tenure	1	0	0	1	0	0	0
Total	119						
Note: Table does not include personnel actions for Medical Center and Athletics. Athletic Personnel Actions: Employment - 5 (WM), 1 (WF); Termination - 1 (WM); Leave of Absence - 1 (WM); Extension of Football Coaches' Contracts - 8 (WM), 2 (BM) Total: 18 Medical Personnel Actions: Employment - 5 (WM), 4 (WF); Change of Status - 6 (WM 8 (WF), 1 (OM)); Termination - 2 (WM), 2 (WF), Sabbatical - 1 (WM) Total: 29							

ATHLETICS

Presented by Ms. Marilyn Beach
Special Projects Officer

On motion by Mr. Hickman, seconded by Mr. Luvane, and unanimously passed, it was

RESOLVED, That the Board hereby approves the report on Athletics. The **UNANIMOUS CONSENT** personnel items were approved as separate motion by Mr. Hickman, seconded by Mr. Crawford, and unanimously passed by the Board.

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1. Employment of Personnel

(Delta State University)

DeAngelis, Brian

(Mississippi State University)

Amedee, Lynn J.

Arendsen, Kathryn **(UC)**

(University of Mississippi)

Baran, Joseph E. **(UC)**

Cato, Kinch H. **(UC)**

(University of Southern Mississippi)

Dwyer, Scott Howard

2. Termination

(University of Southern Mississippi)

Lamb, Martin J.

3. Leave of Absence

(University of Southern Mississippi)

Hall, Sam

4. Extension of Football Coaches' Contracts January 1, 1996 through December 31, 1996

(University of Southern Mississippi)

Butler, Randall L. **(UC)**

Coleman, Thamas N. **(UC)**

Fobbs, Jr., Lee A. **(UC)**

Hansen, Lonnie B. **(UC)**

Joseph, Norman B. **(UC)**

Nix, Tyrone **(UC)**

Robinson, Joseph D. **(UC)**

Thompson, John W. **(UC)**

Williams, Henry Michael **(UC)**

Wommack, Robert D. **(UC)**

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MEDICINE

Presented by Ms. Marilyn Beach
Special Projects Officer

On motion by Mr. Mills, seconded by Ms. Garrett, and unanimously passed, it was

RESOLVED, That the Board hereby approves the report on Medicine, as follows:

**Personnel - University of Mississippi
Medical Center**

1. Employment of Personnel

Ashley, Karla Wooten
Carter, Brian Scott
Herrington, Betty Lou
Hines, Brenda P.
Lang, J. Monty
Jones, Daniel W.
Kirchner, Kent A.
McDaniel, D. Olga
May, Paul J.
Peirce, Anne G.
Ray, Tapati
Ross,, Brendan Sean
Sabine, Sammy K.
Senter, Suzanne B.
Smith, Rachel S.
Ward, Emily W.
Werhan, Carol F.

3. Termination of Employment

Bower, Mandaville N.
Gilliam, Lisa L.
Moore, Thomas C.
Tyson, Robert E.

4. Sabbatical

Tryon, Ames F.

Mink, Jr., Billy Edwin
Rogers, Harlan B.
Sigrest, Ted D.
Ulmer, Ann S.

2. Change of Status

Armstrong, Deanna L.
Carroll, Sister Clarice
Johnson, Samuel B.

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LEGAL

Presented by Mr. Lloyd Arnold, Special Assistant Attorney General

On motion by Mr. Hickman, seconded by Mr. Crosthwait, and unanimously passed, it was

RESOLVED, That, upon review and recommendation of the Office of the Attorney General, the Board hereby approves the payment of legal fees.

1. Approved Payment of Legal Fees.

Payment of legal fees for professional services rendered by Brinig & Bernstein (Statement dated 12/5/95) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with the renewal of license for FM radio.)

TOTAL DUE..... \$ 111.05

Payment of legal fees for professional services rendered by Vinson & Elkins (Statement dated 10/30/95) from the funds of The University of Mississippi Medical Center. (This statement includes three invoices and represents services and expenses toward Appeal of AVG/RES AMT Base YR GME cost; PRRB Appeal - FYE 6/30/89; and Judicial Review of 1988 PRRB Appeal.)

Inv. #1145659 \$ 1,454.32
Inv. #1145660 11,506.91
Inv. #1145661 19,808.98

TOTAL DUE..... \$32,770.21

Payment of legal fees for professional services rendered by Wenderoth, Lind, Ponack (Statement dated 9/18/95) from the funds of The University of Mississippi Medical Center. (This statement represents services and expenses in connection with a U.S. Patent Application - Suman K. DAS, et al. "Inhibition of Proton Transport for Treatment of Cardiovascular and Airway Disease.")

TOTAL DUE..... \$ 2,080.00

Payment of legal fees for professional services rendered by Wenderoth, Lind, Ponack (Statement dated 12/22/95) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the U.S. Trademark Registration No. 1,572.988, MISSISSIPPI STATE UNIVERSITY and Design Classes 6, 14, 18, 20, 24 and 25.)

TOTAL DUE..... \$ 1,669.00

Payment of legal fees for professional services rendered by Bacon & Thomas (Statement dated 12/13/95) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with U.S. Patent Application S.N. 08/106,607 - Harley "Active Noise Control Stethoscope".)

TOTAL DUE..... \$ 221.78

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2. On motion by Mr. Hickman, seconded by Mr. Luvene, and unanimously passed, it was

RESOLVED, That, upon review and recommendation of the Office of the Attorney General, the Board hereby accepts the Litigation Report for January 1, 1996. The report is included in the bound "Board Meeting Agenda, Working File, January 18, 1996," on file in the Board office.

3. On motion by Ms. Miller, seconded by Mr. Ivey, and unanimously passed, it was

RESOLVED, That, upon review and recommendation of the Office of the Attorney General, the Board hereby approves the settlement of the following tort claims:

Jackson State University

Settlement of tort claim at Jackson State University wherein claimant, Mildred Allen, allegedly suffered damage to her automobile from overspray from fence, in the amount of \$1,460.68.

Mississippi State University

Settlement of tort claim at Mississippi State University wherein claimant, Thomas W. Smith, allegedly suffered salmonella poisoning, in the amount of \$99.20.

Settlement of tort claim at Mississippi State University wherein claimant, Jody Anderson, allegedly suffered salmonella, in the amount of \$23.30. (This payment is assigned to the Longest Student Health Center.)

FINANCE/FINANCIAL AID/FOREIGN TRAVEL

Presented by Dr. Milton Baxter
Assistant Commissioner for Research and Planning

On motion by Mr. Ivey, seconded by Ms. Miller, and unanimously passed, it was

RESOLVED, That the Board hereby approves the report on Finance/Financial Aid/.

Mississippi State University

1. Approved request to enter into a piano loan program with Kawai Piano Company whereby Kawai loans new pianos to the music department for one year free of charge. At the end of the year, the pianos will be offered for sale at discounted prices to students, faculty, staff and alumni. After the sale, Kawai will install new pianos for a year at MSU. This practice is well accepted among universities.

Appropriate university personnel have reviewed the agreement and recommend approval. A copy of the agreement is included in the Board Meeting Agenda Working File, January 18, 1996, on file in the Board office.

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University of Mississippi

2. Approved increase in Education and General Budget by \$1,357,000. Funds for this escalation are available from investment income and income from continuing studies activities.

Major Object of Expenditure	Total Budget 1995-96	Budget Revision No. 2	Revised Budget 1995-96
Salaries, Wages & Fringe Benefits	\$63,982,333	(\$ 184,800)	\$63,797,533
Travel & Subsistence	947,980	5,000	952,980
Contractual Services	16,340,092	840,775	17,180,867
Commodities	3,287,213	552,000	3,839,213
Capital Outlay:			
Non-Equipment	2,223,177	0	2,223,177
Equipment	2,330,178	144,025	2,474,203
Transfers	<u>7,358,207</u>	<u>0</u>	<u>7,358,207</u>
TOTAL	<u>\$96,469,180</u>	<u>\$1,357,000</u>	<u>\$97,826,180</u>

This budget revision is needed to escalate the Education and General Budget by \$1,357,000 to provide additional critically needed operating funds. Funds for this escalation are available from an increase in investment income of \$1,100,000; a decrease in student fees of \$63,000; and an increase in income of \$320,000 from workshops, conferences and activities of Continuing Studies; resulting in a net increase of \$1,357,000.

3. **University of Mississippi Medical Center**

Approved request to renew the Management Services Agreement with Quorum Health Resources, Inc., for assistance in the management of the University Hospitals and Clinics. A similar agreement has been in place for the previous twelve years and will expire in March, 1996.

A copy of the Agreement is included in the Board Meeting Agenda Working File, January 18, 1996, on file in the Board office.

System Administration

4. Approved the practice locations and residency training for the following:
1. Approved Starkville, Mississippi (Oktibbeha County) as the practice location for Michael D. Allen, D.C., effective November 1, 1995. (Graduate and Professional Degree Loan/Scholarship Program)
 2. Approved Tupelo, Mississippi (Lee County) as the practice location for Steven B. Shoop, D.O., effective January 1, 1996. (Graduate and Professional Degree Loan/ Scholarship Program)

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3. Approved a three-year residency in Pediatrics at the University of Mississippi Medical Center in Jackson, Mississippi for Michelle J. Gibson, M.D., effective December 1, 1995. (State Medical Education Loan/Scholarship Program)

5. Approved Foreign Travel Report.

Mississippi State University

Byrd, Jr., John D.	Cancun, Mexico
D'Abramo, Louis R.	Bangkok, Thailand
Nicholas, Darrel D.	Hilo, Hawaii
Sanderson, Patricia	Taipei, Taiwan
Watson, Vance H.	Buenos Aires, Argentina

University of Mississippi

Arico, Santo	Paris, France
Clark, Alice M.	San Juan, Puerto Rico
Coles, Felice	Salamanca & Madrid, Spain
Davis, Robert	Uganda, Africa
Gaycken, Hans-Jurgen	Jena, Germany
Graves, David	Auckland, New Zealand
Group of (17) Students	Jena, Germany
Group of (20) Students	Paris, France
Group of (30) Students	Salamanca & Madrid, Spain
McChesney, James D.	San Juan, Puerto Rico
Razzolini, Laura	Venice, Italy

University of Mississippi Medical Center

Bofill, James A.	Kona, Hawaii
Bowles, ALfred P.	Oaxaca, Mexico
Maliakkal, Roy J.	Kaloor, Cochin & Kerala, India
Martin, Jr., James N.	Kona, Hawaii
Rust, Orion A.	Kona, Hawaii

University of Southern Mississippi

Ell, Angela	London, England
Hariharan, Rajan	Kauai, Hawaii
Hawkins, William	Wurzburg, Germany
Hudson, Tim	Australia and New Zeland
Krell, Mitchell	Vancouver, British Columbia, Canada
Niroomand, Farhang	Tehran, Iran
Polk, Noel	France
Quarnstrom, Blaine	London, England

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FACILITIES

Presented by Mr. John Bowman, Assistant Commissioner
of Construction and Physical Affairs

On motion by Mr. Rushing, seconded by Mr. Mills, and unanimously passed, it was

RESOLVED, That the Board hereby approves the following report on Facilities. Agenda Items #2, #8, #20 and #21 were approved by separate motion as **UNANIMOUS CONSENT** items by Mr. Hickman, seconded by Mr. Crawford, and unanimously passed.

Alcorn State University

1. Approved Change Order #1, for Feed Mill, #201-113. The change will provide for owner requested miscellaneous changes. The change order will not change the contract sum. Funds are available from an appropriation for the Small Farm Development Center and other agricultural activities.

Delta State University

2. Approved Schematic Design Documents for project GS #102-152 for Roberts Library Renovations 1995. Funds for the project are available in the project budget. **(UNANIMOUS CONSENT)**

Mississippi State University

3. Approved contract documents for project GS #105-248, YMCA Roofing and Waterproofing, and request approval from the Bureau of Buildings, Grounds and Real Property Management to advertise and receive bids. Funds are provided by the Bureau of Buildings, from H.B. 1613, 1993, in the amount of \$275,000. A set of plans, specifications and estimates are on file in the Board Office of Construction and Physical Affairs.
4. Approved design development documents for project GS #105-245, Greenhouse Structures, and request approval from the Bureau of Buildings, Grounds and Real Property Management. Funding for this project is provided by the Bureau of Buildings, Grounds and Real Property Management in the amount of \$2,000,000. These project documents have been reviewed and approved by appropriate university officials. A set of design development plans, specifications and cost estimates are on file in the Board Office of Construction and Physical Affairs.
5. Approved bids and award of contract to Accurate Roofing Company, Inc., for GS #105-247, Simrall Roofing & Waterproofing, in the amount of \$207,260. Project funds are provided from the Bureau of Buildings, Grounds and Real Property Management in the amount of \$300,000. The low base bid was submitted by Accurate Roofing Company, Inc., of Holly Springs, Mississippi, with a bid of \$207,260.

A list of bidders and locations are as follows:

Contractors

Base Bid

Alternates

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- | | | | | |
|----|---|-----------|----|---------------|
| 1. | Accurate Roofing Co., Inc.
Holly Springs, MS | \$207,260 | 1. | \$234,500 (+) |
| 2. | Dixie Roofing, Inc.
Winona, MS | \$272,920 | 1. | No Bid (+) |
| 3. | Graham Roofing, Inc.
Columbus, MS | \$277,342 | 1. | No Bid (+) |
| 4. | Cross Roofing, Inc.
Meridian, MS | \$300,004 | 1. | \$ 44,301 (+) |
| 5. | C & G Construction, etc.
Tupelo, MS | \$306,000 | 1. | \$ 52,000 (+) |
| 6. | Marchbanks Specialty Co.
Water Valley, MS | \$306,416 | 1. | \$ 20,000 (+) |
| 7. | Nathan E. Daniel Roofing
Meridian, MS | \$309,435 | 1. | \$ 13,759 (+) |
6. Approved construction documents for project GS #113-066, 1995, R & R (Stoneville) and request approval, advertising and receipt of bids from the Bureau of Buildings, Grounds and Real Property Management. This project will replace an existing elevator in Building U-101 with a new unit that meets ADA standards and renovate the exterior of Building U-170. Appropriate university officials have reviewed these documents and recommend approval. Funds are available in the project budget in the amount of \$308,000.
- A set of construction documents are on file in the Board Office of Construction and Physical Affairs.
7. Approved Change Order #4 for Hathorn Hall Renovations, #205-148, which deducts \$11,655 from the contract of VanLandingham Lumber Company. The change will adjust the contract allowances for finish hardware, asbestos abatement, and latent conditions to actual expenditures.

Mississippi Valley State University

8. Approved Design Development Documents for GS #106-157, Cafeteria Repairs, as prepared by the project professional, Bowman & Bowman, Ltd., of Greenwood, MS. This project was developed as a critical need project to correct mechanical deficiencies in the cafeteria. Funds are available from the Bureau of Buildings, Grounds, and Real Property Management in the amount of \$750,000. **(UNANIMOUS CONSENT)**

University of Mississippi Medical Center

9. Approved Schematic Documents for construction of Heliport, #209-345. Funds are available in the amount of \$200,000. Source of funds: Patient Revenue. Schematic documents have been reviewed and approved by Physical Plant.

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10. Approved contract documents for Fiber Optic Cabling Project - Phase I, #209-339 and authorize advertising and receipt of bids. Funds are available from university sources in the amount of \$250,000. Source of funds: Hospital Patient Revenue. Contract documents have been reviewed and approved by Physical Plant.
11. Approved request to enter into a three-year lease agreement with Jerry M. Pigg of Canton, Mississippi, for use of the Medical Center Farm located in Madison County, Mississippi.

The Medical Center farm consists of 197.5 acres in Madison County, Mississippi. In the past, it has been leased to various individuals both for farming and hunting. This current offer is the first in the past year despite advertising publicly on several occasions.

Mr. Pigg is offering to pay \$1,200 annually for a three-year period of time.

Mr. Ed Noble, Staff Attorney, has carefully reviewed and approved the lease document. A copy of the lease is included in the Board Meeting Agenda Working File, January 18, 1996, on file in the Board office.

12. Approved Change Order #9 in the amount of \$18,140 for Parking Structure B-Phase II, #209-303A, and no increase in contract time. The change will provide for adjustments to paving wear course and striping on Access Road. Funds are available in the project budget. The funding source for this project is Inpatient Hospital Revenues and Interest Income.
13. Approved Change Order #1 in the amount of \$4,818 for Neurosurgery Renovations, '94, #209-323, with an increase of 15 calendar days. The change will install a suspended acoustic ceiling with new lighting fixtures and an extension of ductwork. Funds are available from Indirect Cost Recoveries and Interest Income.
14. Approved Change Order #1 in the amount of \$23,048 with an increase in contract time of 49 calendar days for Neuradiology Addition, #209-331. The change will provide additional work necessary for installation of the temporary M.R.I. trailer. Funds are available from grants and contracts.
15. Approved the initiation of an in-house project for renovations to room S-149, GS #209-353. Funds are available in the project budget in the amount of \$32,000. The funding source for this project is Department of Pediatrics Professional Fees.
16. Approved the contract documents and advertisement for receipt of bids for Interior Renovations/Repairs at Amphitheatres, #209-348. Funds are available from university sources in the amount of \$90,000 from Interest Income.
17. Approved Change Order #2 in the amount of \$65,538 with no increase in contract time for Children's Hospital Construction, #209-265. The change will remove and install carpet, install new millwork, install new workstations, new computer cabling, and new computer outlets. Funds are available in the project budget. The funding source for this project is Hospital Inpatient Revenue and Medical Center Educational Building Corporation.
18. Approved the bids for C-413 Renovations, #209-278 and award of contract to the low bidder, Wilkinson Construction, Inc., in the amount of \$22,960. Funds are available from Hospital Inpatient Revenues.

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19. Approved request to grant an easement across USM forest lands to the adjacent landowner (SE 1/4 of Section 36, Township 5 North, Range 14 West, Forrest County, Mississippi). A copy of the easement is included in the Board Meeting Agenda Working File, January 18, 1996, on file in the Board office.
20. Approved Schematic Design Phase Documents for project GS #108-152, Liberal Arts Building, University of Southern Mississippi, Hattiesburg campus. Request approval from the Bureau of Buildings, Grounds and Real Property Management. Funds are available in the project budget in the amount of \$11,500,000. A copy of the plans are on file in the Board office of Construction and Physical Affairs. **(UNANIMOUS CONSENT)**
21. Approved Construction Document Phase for project IHL #208-230, Asbestos Abatement - Owings-McQuagge Hall, University of Southern Mississippi, Hattiesburg campus. Funds are available in the project budget in the amount of \$250,000. Request Using Agency be allowed to proceed with advertisement and receipt of bids. A copy of the plans are on file in the Board office of Construction and Physical Affairs. **(UNANIMOUS CONSENT)**

System Administration

22. Facilities Summary. Facilities Summary items were approved under appropriate institutional headings.
23. Accepted "Construction Progress Report, January 1, 1996," as included in the Board Meeting Working File, January 18, 1996, on file in the Board office.

PRESIDENTS' REPORTS

The following institutional executive officers presented reports: Dr. Aubrey Lucas, University of Southern Mississippi; Dr. Robert C. Khayat, University of Mississippi; Dr. William Sutton, Mississippi Valley State University; Dr. Clyda Stokes Rent, Mississippi University for Women; Dr. Donald Zacharias, Mississippi State University; Dr. James Lyons, Sr., Jackson State University; Dr. Kent Wyatt, Delta State University; Dr. Clinton Bristow, Jr., Alcorn State University. Also reporting were: Dr. Wallace Conerly, Vice Chancellor for Health Affairs, University of Mississippi Medical Center and Dr. Rodney Foil, Vice President for Agriculture, Forestry and Veterinary Medicine, Mississippi State University.

**PRESIDENTIAL SEARCH COMMITTEE
UNIVERSITY OF SOUTHERN MISSISSIPPI**

Mr. J. Marlin Ivey, Chair

Committee Members: Mr. William Crawford, Mr. Carl Nicholson, Mrs. Ricki Garrett, Mr. James Luvane

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The Board's Presidential Search Committee, charged with the responsibility of finding a new executive officer for the University of Southern Mississippi, outlined a time line and approach for the search process. The Board plans to advertise nationally for candidates and expects to have the search process completed by July, 1996. Thomas D. Layzell, Commissioner of Higher Education, will manage the process in lieu of outside consultant. A campus advisory committee will assist the Board in the search process. USM President, Aubrey Lucas, announced in August, 1995, his plans to retire in December, 1996.

**REPORT FROM DR. JAMES LYONS, PRESIDENT, JACKSON STATE UNIVERSITY
RE: JACKSON STATE UNIVERSITY AUDIT**

Dr. James Lyons, President of Jackson State University, reported to the Board the following actions were being instituted to reduce the \$3.2 million deficit at Jackson State University by June 30, 1996:

1. "Managed" hiring freeze
2. Reduction of non-personnel operating budgets
3. Five-day furlough for all employees during week of Spring Break
4. Cancel or delay encumbrances for services not provided or supplies not delivered
5. Positive fund balance anticipated by end of year
6. Monitoring of fiscal affairs on monthly basis

PRESIDENTS' COUNCIL

Presented by Dr. Aubrey Lucas, President
University of Southern Mississippi

Dr. Lucas reported that the Presidents' Council met and discussed the following:

1. Update on Admissions Standards (ACCUPLACER)
2. Budget Planning for 1998
3. Discussion with Universities/Colleges Committee of the Legislature

EXECUTIVE SESSION

On motion by Mr. Ivey, seconded by Mr. Nicholson, Board members voted unanimously to close the meeting to determine whether or not it should declare an Executive Session. In closed meeting, on a motion duly made by Mr. Hickman, and seconded by Mr. Nicholson, the Board voted unanimously to go into Executive Session to:

1. Discuss strategy with its attorney regarding the appeal in the Ayers case.
2. Discuss a personnel matter at Jackson State University relating to job performance.
3. Discuss strategy concerning potential litigation at Jackson State University.

In Executive Session, the Board took the following action which was later reported by the President in Open Session:

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1. Discussed strategy with its attorney regarding the appeal in the Ayers case.

No action was taken by the Board.

2. Discussed a personnel matter at Jackson State University relating to job performance.

No action was taken by the Board.

3. Discussed strategy concerning potential litigation at Jackson State University. The following action was taken by the Board.

On motion by Mr. Nicholson, seconded by Mr. Crawford, and unanimously passed by Board members present, it was:

RESOLVED, That based on receipt and review by the Board of the most recent audit of Jackson State University by the State Auditor for Fiscal Year 1994, which reflected a deficit; and, pursuant to additional review of the financial condition of the university by the Board's internal auditors, which projects a deficit at Jackson State University for the fiscal year ending June 30, 1996; and, further, in accordance with Section 37-101-15(e) of the Mississippi Code of 1972, as amended, which requires that annual expenditures of each institution must be within the income derived from all sources, and upon recommendation of Dr. Lyons, the Board declares a limited financial emergency exists at Jackson State University and President James Lyons is hereby authorized to furlough or terminate personnel at the University or take such other action in relation thereto as he shall determine necessary. All proposed actions affecting personnel shall be presented to the Board's Finance Committee, the Commissioner and the Attorney General's office prior to implementation and subject to review and final approval by the Board. President Lyons shall also take such other action as is required to insure that expenditures and income at the University are balanced and that the projected deficit will be eliminated no later than by June 30, 1996.

On motion by Ms. Miller, seconded by Mr. Crawford, Board members present voted unanimously to return to Open Session.

In Open Session, the following action was taken by the Board:

On motion by Mr. Rushing, seconded by Mr. Nicholson, and unanimously passed, it was

RESOLVED, That the Board hereby accepts the plan submitted by Dr. James Lyons to eliminate the deficit at Jackson State University by June 30, 1996. A copy of the plan is attached as **EXHIBIT 2**.

Attending the Executive Session were:

Board Members: Ms. Nan McGahey Baker, Mr. William Sterling Crawford, Mr. Frank

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Crothwait, Ms. Ricki R. Garrett, Mr. Will A. Hickman, Mr. J. Marlin Ivey, Mr. James Luvene, Ms. Diane Martin Miller, Mr. J. P. “Jake” Mills, Mr. Carl Nicholson, Jr., Dr. Cass Pennington, and Mr. Sidney L. Rushing.

Administrative Staff: Dr. Thomas D. Layzell, Commissioner; Dr. Charles Pickett, Acting Associate Commissioner/Associate Commissioner for Academic Affairs; Ms. Marilyn Beach, Special Projects Officer; and Larry Sparks, Assistant Commissioner for Audits.

Office of the Attorney General: Mr. Lloyd Arnold, Assistant Attorney General.
Mr. Mike Moore, Attorney General for the State of Mississippi

Others Attending the Executive Session were:

Dr. James E. Lyons, Sr., President, Jackson State University
Ms. Lillian Taylor, University Treasurer/Assistant Vice President of Fiscal Affairs,
Jackson State University
Mr. Monroe M. Wright, former Managing Partner of Ernst & Whinney
Mr. Greg Hinkebein, Counsel for the Governor

Attending portion of the Executive Session on Ayers only were:

Mr. Paul Stephenson and Mr. Bill Goodman, Attorneys, Watkins & Eager

RECOGNITIONS/APPEARANCES

Mr. Larry LeFlore, Assistant Vice President for Academic Affairs,
University of Southern Mississippi

BOARD DINNER

Ms. Baker expressed appreciation to Dr. William Sutton, President, Mississippi Valley State University and his staff for hosting the January Board Dinner and for the entertainment provided by the jazz group.

ADJOURNMENT

There being no further business to come before the Board, on motion by Mr. Hickman, seconded by Ms. Miller, the Board voted to adjourn.

President, Board of Trustees of State Institutions of Higher Learning

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Commissioner, Board of Trustees of State Institutions of Higher Learning

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EXHIBITS

EXHIBIT 1 Amended Employment Contract of Dr. Donald Zacharias, President, Mississippi State University

EXHIBIT 2 Strategy to Eliminate Deficit by June 30, 1996, Jackson State University